



**CERTIFICATE OF MAILING  
(PATENT)**

Express Mail No. EL955623923US

Deposited: April 6, 2004

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By: \_\_\_\_\_

Application of: David L. Thompson

Application No.: 10/747,832

Filing Date: December 29, 2003

Title: Closed Loop Medicament Pump

Transmitted herewith are the following documents:

- X Fee Transmittal (1 page) in duplicate
- X Transmittal (1 page) in duplicate
- X Terminal Disclaimer (1 page)
- X Preliminary Amendment (55 pages)
- X Return Receipt Postcard

Attorney Case No.: 11738.00214



PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	10/747,832
	Filing Date	December 29, 2003
	First Named Inventor	David L. Thompson
	Art Unit	
Examiner Name		
Total Number of Pages in This Submission		Attorney Docket Number 011738.00214

**ENCLOSURES (check all that apply)**

<input checked="" type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Amendment / Response  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application)  <input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):  <b>Terminal disclaimer</b>
Remarks		Being filed via Express Mail No.: EL 955623923 US
The Commissioner is hereby authorized to charge any deficiencies in payment or credit any overpayment to our Deposit Account 19-0733.		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	Charles W. Shifley
Signature	
Date	April 6, 2004

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Typed or printed name			
Signature		Date	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**FEE TRANSMITTAL**  
**for FY 2004**

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$) 4576

**Complete if Known**

Application Number	10/474,832
Filing Date	December 29, 2003
First Named Inventor	David L. Thompson
Examiner Name	
Art Unit	
Attorney Docket No.	011738.00214

METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)																																																													
<input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money <input type="checkbox"/> Other <input type="checkbox"/> None Order		<b>3. ADDITIONAL FEES</b>																																																													
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SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Charles W. Shifley	Registration No. (Attorney/Agent)	28,042
Signature	Charles W. Shifley	Telephone	312-463-5000
		Date	April 6, 2004

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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))

Attorney Docket No. 11738.00214

First Inventor David L. Thompson

Title Closed Loop Medicament Pump

Express Mail Label No. EL941345385US

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

## ADDRESS TO:

Commissioner for Patents  
Mail Stop Patent Application  
P.O. Box 1450  
Alexandria VA 22313-1450

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification (Total Pages 24)  
(preferred arrangement set forth below)
- Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the invention
  - Brief Summary of the invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) (Total Sheets 1)  
☒ Formal ☐ Informal
5. Oath or Declaration (Total Sheets 2)
- a. ☐ Newly executed (original or copy)
- b. ☒ Copy from a prior application (37 CFR 1.63 (d))  
(for a continuation/divisional with Box 18 completed)
- i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☒ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
- a. ☐ Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☐ paper
- c. ☐ Statements verifying identity of above copies

## ACCOMPANYING APPLICATIONS PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 C.F.R. 3.73(b) Statement ☒ Power of Attorney  
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☐ Other: \_\_\_\_\_

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: 09 / 302,593

Prior application information: Examiner Manuel A. Mendez

Art Unit: 3783

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

☒ Customer Number:**22908**or ☒ Correspondence address below

Name Banner & Witcoff, Ltd.

Address 10 South Wacker Drive  
Suite 3000

City Chicago

State

Illinois

Zip Code

60606

Country USA

Telephone

312-463-5000

Fax

312-463-5001

Name (Print/Type)

Charles W. Shifley

Registration No. (Attorney/Agent)

28,042

Signature

*Charles W. Shifley*

Date

December 29, 2003

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PATENT  
ATTORNEY DOCKET: P-3147

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**APPLICATION FOR UNITED STATES LETTERS PATENT**

for

**CLOSED LOOP MEDICAMENT PUMP**

by

**David L. Thompson**

**ATTORNEY OF RECORD:**

**CURTIS D. KINGHORN**  
Attorney Registration No. 33,926  
**MEDTRONIC, INC.**  
7000 Central Avenue N.E  
Minneapolis, Minnesota 55432  
Telephone: (612) 514-3346  
Facsimile: (612) 514-3233

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Date of Deposit: April 30, 1999

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OFFICE TO ADDRESSEE" service under 37 CFR 1.10 on the  
date indicated above and is addressed to the Commissioner of  
Patents and Trademarks, Washington D.C. 20231

**CURTIS D. KINGHORN**  
Printed Name

Signature